

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BRIGGETT C. PHELPS,

Plaintiff,

v.

SUTTER HEALTH, et al.,

Defendants.

Case No. 24-cv-02172-RFL

**ORDER TO SHOW CAUSE WHY THE
ACTION SHOULD NOT BE
DISMISSED FOR FAILURE TO
COMPLY WITH THE COURT'S
ORDER AND FAILURE TO
PROSECUTE**

Re: Dkt. No. 5

On April 16, 2024, the Court denied without prejudice Briggett Phelps's application to proceed *in forma pauperis*, as the application did not demonstrate that Phelps was unable to pay the filing fee for this action. Phelps was ordered to either file an amended IFP application explaining why she is unable to afford the filing fee, or pay the filing fee of \$405.00 by May 15, 2024. To date, Phelps has done neither of those things. Accordingly, Phelps is ordered to show cause in writing by **June 18, 2024**, why the action should not be dismissed for her failure to comply with the Court's order and for her failure to prosecute this action. Alternatively, Phelps may either file an amended IFP application or pay the \$405.00 filing fee by that same date.

Failure to comply with this order will result in the dismissal of this action without further notice. See Fed. R. Civ. P. 41(b).

IT IS SO ORDERED.

Dated: May 29, 2024



RITA F. LIN
United States District Judge